DOCKET NO. TOS-172-USA-PCT

REMARKS

Claim 8 has been amended to address the issue mentioned by the Examiner in the instant

Ex Parte Quayle action. The present amendment is deemed not to add new matter. Claims 1-8 are

in the application.

With regards to the Declaration, a Declaration consisting of 2 pages and properly listing all

co-inventors herein is attached hereto.

In view of the foregoing, it is respectfully submitted that said objections have been

overcome by the amendments presented above, and that the application is now in condition for

allowance. Early action and allowance thereof is accordingly respectfully requested. In the event

there is any reason why the application cannot be allowed at the present time, it is respectfully

requested that the Examiner contact the undersigned at the number listed below to resolve any

problems.

Respectfully submitted,

TOWNSEND & BANTA

Donald & Townsend, J.

Donald E. Townsend, Jr.

Reg. No. 43,198

Date: May 23, 2011

Customer No. 27955

6

TOWNSEND & BANTA c/o FoundationIP P.O. Box 52050 Minneapolis, MN 55402 (202) 220-3124